IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO EASTERN DIVISION

LOYE A. BLAKE, JR.

Plaintiff,

VS.

ROBERT HARRISON, as operator of the Motor Vessel CHUCKIE D; BELLAIRE HARBOR SERVICE, LLC, as owner or owner pro hac vice of the Motor Vessel CHUCKIE D, and a flat-deck barge,

Defendants.

Civil Action No. 09-cv-00537

Electronically Filed

STIPULATION FOR DISMISSAL WITH PREJUDICE PURSUANT TO F.R.C.P. 41

AND NOW come the parties, by and through their respective undersigned counsel, and hereby stipulate and agree to the dismissal of this action pursuant to Rule 41 of the Rules of Civil Procedure, and to the dismissal of all claims filed herein, with prejudice.

Respectfully submitted,

s/Stephen P. Moschetta

Stephen P. Moschetta, Esq.

THE MOSCHETTA LAW FIRM, P.C.

Court Square Building

28 W. Cherry Avenue

Washington, PA 15301

(724) 225-3060 Tel.

(724) 225-7311 Fax

-and-

D. Andrew List, Esq. (OH#0052734)

CLARK, PERDUE & LIST CO, LPA

471 East Broad Street, Suite 1550

Columbus, OH 43215

(614) 469-1925 phone

(614) 469-1117 fax

Counsel for Plaintiff

s/Leonard Fornella

Leonard Fornella, Esq.

BABST, CALLAND, CLEMENTS

& ZOMNIR

Two Gateway Center

Pittsburgh, PA 15222

(412) 394-6533 Tel.

(412) 394-6576 Fax

- and -

Lawrence D. Walker, Esq. (OH#0012036)

Benjamin J Parsons, Esq. (OH#0076813)

TAFT STETTINIUS & HOLLISTER

21 E State Street, 12th Floor

Columbus, OH 43215-4221

(614) 220-0212 Tel.

(614) 221-2007 Fax

Counsel for Defendants